

ARKANSAS COURT OF APPEALS
NOT DESIGNATED FOR PUBLICATION
JOHN MAUZY PITTMAN, CHIEF JUDGE

DIVISION I

CACR07-467

January 16, 2008

MACK LEONARD EASON

APPELLANT

APPEAL FROM THE CRITTENDEN
COUNTY CIRCUIT COURT [NO. CR-
2006-438]

V.

HON. RALPH WILSON, JR.,
JUDGE

STATE OF ARKANSAS

APPELLEE

MOTION TO WITHDRAW DENIED;
REBRIEFING ORDERED

This is an appeal from an order revoking appellant's probation and sentencing him to thirty years' imprisonment. Appellant's attorney has filed a motion to be relieved as counsel on the grounds that the appeal is without merit. We deny the motion at this time and remand for rebriefing.

To withdraw as counsel for an appellant in a criminal case on the basis that an appeal is without merit, an attorney must comply with the requirements set by *Anders v. California*, 386 U.S. 738 (1967), and Arkansas Supreme Court Rule 4-3(j). The rule requires that such a motion to be relieved be accompanied by an abstract, addendum, and brief containing a list of all adverse rulings made by the circuit court and an explanation why there is no meritorious ground for reversal of each adverse ruling.

Appellant's attorney has not complied with the rule. The record contains an adverse ruling to an objection to testimony based on the Confrontation Clause that has neither been abstracted nor discussed. We cannot affirm appellant's conviction in the absence of any discussion of an adverse ruling, *Brady v. State*, 346 Ark. 298, 57 S.W.3d 691 (2001), and consequently we must order rebriefing. *See id.*

Motion denied; rebriefing ordered.

GLADWIN and BAKER, JJ., agree.